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Pursuant to Southern District Civil Rule 40.2, plaintiff North American Company for Life and Health Insurance ("North American") files this Notice Of Party With Financial Interest in the above-captioned matter.

The undersigned counsel of record for North American represents that the following listed parties may have a direct, pecuniary interest in the outcome of this case. These representations are made to enable the Court to evaluate possible disqualification or recusal:

- 1. Defendant Michael Philpot;
- 2. Defendant Virginia Hirsh;
- 3. Defendant John Kuykendall;
- 4. Defendant Rene Alejandro Lacape;
- 5. Defendant C. Richie McNamee;
- 6. Plaintiff North American Company For Life and Health Insurance;
- 7. Sammons Financial Group, Inc., the parent corporation of North American Company For Life and Health Insurance; and
- 8. Consolidated Investment Services, Inc. is the parent corporation of Sammons Financial Group, Inc.

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In addition, North American Company For Life and Health Insurance and Sammons Financial Group, Inc. state that no publicly held corporation owns 10% or more of their stock.

North American Company For Life and Health Insurance reserves the right to supplement this certification as needed.

DATED: February 13, 2008

REED/SMITH LLP

By

Miles M. Cooley (SBN Attorneys for Plaintiff 206783)

North American Company For Life and

Health Insurance